

AFFIDAVIT OF SERVICE

Re: Lee v. City of Newburgh
08-CV-2382

STATE OF NEW YORK)
) SS:
 COUNTY OF ORANGE)

MARK MEDYNSKI, being duly sworn, states that he is over the age of 18 years, is not a party to this action, and resides in the State of New York; that on the 17th day of March, 2008, at 12:10 at the Newburgh City Police Station at 55 Broadway, Newburgh, New York, deponent served a copy of the following document(s) upon the following person or entity:

DOCUMENT(S) SERVED: SUMMONS AND COMPLAINT

PERSON SERVED: DEFENDANT PO MICHAEL PITT

Service was performed in the following manner:

X By delivering the document(s) to a person of suitable age and discretion at the actual place of business, dwelling place, or usual place of abode of the person to be served **AND** by mailing the document(s), via first class mail, to the person to be served at his actual place of business in an envelope bearing the legend "personal and confidential" and not indicating on the outside thereof, by return address or otherwise, that the communication is from an attorney or concerns an action against the person to be served, and that such deliver and mailing took place within twenty days of each other [CPLR §308 (2)].

Description of the person who accepted service:

NAME: Lee Fairbanks
 SEX: FM RACE: white HAIR: copper blond
 AGE: 55 HT: 57 WT: 125

DATE: 3-17-08

SIGNED: _____

MARK MEDYNSKI

Sworn to before me this 17th day of March, 2008

NOTARY PUBLIC

STEPHEN S. COBB
 Notary Public, State of New York
 No. 01CO6074250
 Qualified in Orange County
 Commission Expires May 13, 20__